IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 29TH NOVEMBER 2006 / 8TH AGRAHAYANA 1928

WP(C).No. 31578 of 2006(H)

PETITIONER:

P.SOUDATH,
ASSISTANT TEACHER IN CHARGE OF H.M.,
KARUNYA NIKETHAN, SCHOOL FOR THE DEAF,
VILAYANCODE, KANNUR DISTRICT.

BY ADV. SRI.KALEESWARAM RAJ

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT,
DEPARTMENT OF GENERAL EDUCATION,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

3. THE DEPUTY DIRECTOR OF EDUCATION,
KANNUR.

4. THE DISTRICT EDUCATIONAL OFFICER,
KANNUR.

5. THE MANAGER,
KARUNYA NIKETHAN SPECIAL SCHOOL,
(SCHOOL FOR HANDICAPPED), VILAYANCODE,
VIA. PILATHIRA, KANNUR DISTRICT.

BY GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.31578 OF 2006

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Dated this the 29th day of November, 2006

JUDGMENT

Heard learned counsel for the petitioner and the learned Government Pleader. Feeling aggrieved by Ext.P7 order passed by the fourth respondent declining approval to the petitioner, petitioner has preferred Ext.P10 before the third respondent. Even though petitioner has challenged Ext.P7, I feel that having availed the alternate remedy, which I feel is an adequate remedy, petitioner should be relegated to the pursuit of the same. Petitioner relied on Ext.P9.

The writ petition is disposed of directing the third respondent to consider Ext.P10 with notice to the petitioner and the Manager and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.